FARAD CONTINUATION SHEET NO.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.2776 OF 2006

Sanjeev Kanchan)..Applicant
V/s.
The State of Maharashtra & Ors.)..Respondents

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders

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Mr.Subhash Jha with Ghanshyam Upadhayay, Binelha Vaidya i/by Law Global for the applicant.

Mr.K.V.Saste APP for the State.

Coram : R.S.Mohite,J

Date : 27.7.2006.

PC

1. This is an application for grant of anticipatory bail. The applicant is a practising Advocate who is said to have given opinions to several banks regarding disbursement of loan amount to the bank customers. It is found in some of the cases that the documents furnished to the bank were found to be forged. In 2 C.R.'s being C.R.No.288/2004 registered by the Economic Offences Wing at the behest of Central Bank of

India the applicant was arrested and later on released on bail. Similarly on behalf of the Special Task Force, CBI, the applicant was again arrested in R.C.No.3/2004 and has also been granted bail in that case. Now an omnibus prayer is made for grant of anticipatory bail i.e. for direction that the respondents and/or any other police stations within the State of Maharashtra will not arrest the applicant for alleged offences of cheating and/or forgery on the basis of the Complaints filed and/or to be filed by the banks/financial institutions of which he is the legal advisor/panel advocate.

2. I am afraid that this kind of vague and omnibus order cannot be passed. However, taking into account that the applicant is a practising Advocate, it is directed that in case any agency approaches him for the purpose of his arrest,

the applicant may be given 72 hours time before actual arrest is made. APP states that it is not possible to communicate such an order to each and every police stations in the State of Maharashtra. In the circumstances, it is directed that it shall be the responsibility of the applicant to show the certified copy of this order to the officer who may come to arrest him. This period of 72 hours is being given to enable him to apply for anticipatory bail in the competent Sessions Court where the crime is registered. It is made clear that in case any such application for anticipatory bail is filed, the same will be disposed off on the merits of the case. It is also made clear that it will not be the responsibility of the office of the Public Prosecutor to inform all the police stations and other agencies in the State of Maharashtra. It is the

responsibility of the applicant to show the certified copy of this order to the officer who may come to arrest him. Application stands disposed off. C.C.expedited.

(R.S.Mohite,J)